

Summit 6 and LG have reached an agreement settling their claims against each other in this case and signed a binding Memorandum of Understanding. The form of dismissal has been agreed upon but, under the terms of the settlement, certain contractual performances must occur before the parties can file a joint motion to dismiss. Summit 6 and LG estimate that dismissal papers will be filed on or before April 1, 2015, assuming all performances required under the settlement agreement occur. In the unlikely event that the proceedings between Summit 6 and LG must be reinstated, LG hereby waives any right to contest this Court's Markman ruling solely based on the fact that LG did not participate at the Markman Hearing. However, LG would retain all other rights to contest the Markman ruling.

Accordingly, Summit 6 and LG request that the Court stay all deadlines as between Summit 6 and LG until April 1, 2015 and that LG be excused from participating in the Markman hearing scheduled on March 4, 2015. This will allow Summit 6 and LG to proceed with dismissal and avoid unnecessary costs and expenses.

Dated: February 20, 2015

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was filed electronically through the Court's ECF system. As such, this document was served on all counsel who have consented to electronic service on this, the 20th day of February, 2015.

s/ Phillip M. Aurentz
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